



**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Smucker Fruit Processing Company

Application No./Patent No.: 09/923210

Filed/Issue Date: August 6, 2001

Entitled: SNACK BAR

Smucker Fruit Processing Company

, a Corporation

(Name of Assignee)

(Type of Assignee: e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

A ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Christopher Randall Beharry To: The Procter & Gamble Company  
The document was recorded in the United States Patent and Trademark Office at  
Reel 012834, Frame 0553, or for which a copy thereof is attached.
2. From: The Procter & Gamble Company To: The Procter & Gamble Ohio Brands Company  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: The Procter & Gamble Ohio Brands Company To: The J.M. Smucker Company  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☒ Additional documents in the chain of title are listed on a supplemental sheet

☒ Copies of assignments or other documents in the chain of title are attached.  
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

7-23-03

Date

SMUCKER FRUIT PROCESSING COMPANY  
By: Adam Ekonomon

Signature

Adam Ekonomon

Typed or printed name

Assistant Secretary

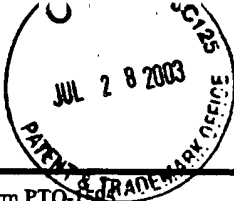
Title

Supplemental Documents in the Chain of Title

4. From: The J.M. Smucker Company To: Smucker Fruit Processing Company

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

(KF1001 DOC:1)



Form PTO-1504  
(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)

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RECORDATION FORM COVER SHEET  
**PATENTS ONLY**

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

The Procter & Gamble Company

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other \_\_\_\_\_

Execution Date: 4/3/03

2. Name and address of receiving party(ies):

Name: The Procter & Gamble Ohio Brands Co.

Internal Address: \_\_\_\_\_

Street Address: One Procter & Gamble Plaza

City: Cincinnati State: OH Zip: 45202

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s) See attached  
Addendum A

B. Patent No.(s) See attached  
Addendum A

Additional numbers attached? ☒ Yes ☐ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Kristin J. Frost

Internal Address: \_\_\_\_\_

Street Address: Calfee, Halter & Griswold, LLP

1400 McDonald Investment Center, Suite 1400

City: Cleveland State: OH Zip: 44114

6. Total number of applications and patents involved: 59

7. Total fee (37 CFR 3.41).....\$ 2,360.00

☒ Enclosed

☒ Authorized to be charged to deposit account

8. Deposit account number:

03-0172

DO NOT USE THIS SPACE

9. Signature.

Kristin J. Frost

Name of Person Signing

Kristin J. Frost  
Signature

May 14, 2003

Date

Total number of pages including cover sheet, attachments, and documents: 6

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

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## ASSIGNMENT OF PATENTS

This Assignment is made effective May 31, 2002, between The Procter & Gamble Company, an Ohio corporation, having its principal place of business at One Procter & Gamble Plaza, Cincinnati, OH 45202 (hereinafter referred to as "Assignor") and The Procter & Gamble Ohio Brands Company, having its principal place of business at One Procter & Gamble Plaza, Cincinnati, OH 45202 (hereinafter referred to as "Assignee").

### WITNESSETH:

WHEREAS, Assignor has rights in and owns the United States and International patents and patent applications identified in Addendum A attached hereto.

WHEREAS, pursuant to that certain Patent Assignment Agreement dated May 31, 2002, the Assignor and Assignee have agreed to the assignment hereinafter set forth.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged by Assignor:

1. Assignor hereby agrees to assign and assigns to Assignee, its successors and assigns, absolutely and forever all its right, title and interest to any and all patents and patent applications, and to any and all rights relating to said patents and patent applications owned by Assignor and identified in Addendum A attached hereto.

2. Assignor further assigns to Assignee all its rights to sue for past infringement of said patents and to recover any and all damages and awards for such infringement.

3. Assignor further covenants and agrees that it will, upon demand of Assignee, its successors or assigns, and without further consideration, execute any and all papers necessary or deemed to be necessary by Assignee or its successors or assigns to be a complete fulfillment of the intent and purpose of this Assignment.

IN WITNESS WHEREOF, Assignor has caused this instrument to be executed by its duly authorized officers.

THE PROCTER & GAMBLE COMPANY

Date: April 3, 2003

By:   
Linda D. Rohrer  
Assistant Secretary

**ADDENDUM A**  
**UNITED STATES PATENT APPLICATIONS**

<b>Patent No./Application No.</b>	<b>Granted/Filed</b>
4,469,710	09/04/1984
4,524,085	06/18/1985
4,528,201	07/09/1985
4,568,556	02/04/1986
4,654,221	03/31/1987
4,795,651	01/03/1989
4,891,233	01/02/1990
4,948,811	08/14/1990
4,883,684	11/28/1989
4,863,753	09/05/1989
4,996,074	02/26/1991
5,045,337	09/03/1991
5,064,670	11/12/1991
5,079,027	01/07/1992
5,100,684	03/31/1992
5,104,678	04/14/1992
5,106,644	04/21/1992
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5,433,970	07/18/1995
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5,667,838	09/16/1997
5,693,357	12/02/1997
5,714,193	02/03/1998
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6,033,703	03/07/2000
6,063,430	05/16/2000
6,312,754	11/06/2001
6,365,211	04/02/2002
08/935,456	09/24/1997

09/557,123	04/25/2000
09/558,458	04/25/2000
09/812,532	03/20/2001
09/923,210	08/06/2001
09,960,067	09/21/2001
09/887,662	06/01/2001

**UNITED STATES DESIGN PATENTS**

<b>Patent No.</b>	<b>Granted</b>
D328,431	08/04/1992
D366,421	01/23/1996
D386,407	11/18/1997
D340,190	10/12/1993
D398,854	09/29/1998
D399,138	10/06/1998
D400,105	10/27/1998
D406,766	03/16/1999
D406,767	03/16/1999